



COUNTY OF LOS ANGELES

FIRE DEPARTMENT

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Deficiency Progress Report 2

Status Report Submitted: October 23, 2007

**CUPA Name: County of Los Angeles Fire Department
Health Hazardous Materials Division
(LACoCUPA)**

Evaluation Date: March 28 and 29, 2007

Remaining Deficiencies and Corrective Actions

- 4. Deficiency:** The LACoCUPA is not meeting its inspection frequencies for businesses subject to the hazardous waste and tiered permitting program elements.

Preliminary Corrective Action(s): The LACoCUPA will ensure that all RCRA LQGs and Tiered Permitting sites that have not been inspected in the past three years are inspected by April 1, 2008.

CUPA's Progress Update 1: The LACoCUPA has a current inventory of 388 RCRA LQG sites and 491 tiered permit sites. Preliminary inspection numbers for last fiscal year 06/07 show 119 RCRA LQG and 160 tiered permit inspections have been conducted. These numbers are approximately at 33%, which is right on target for meeting the mandated inspection frequency. The current overdue inventory for these programs is 113 for RCRA LQG and 120 for the tiered permit program.

Cal/EPA and DTSC response: Cal/EPA and DTSC consider this deficiency in progress of being corrected. DTSC appreciates the CUPA's efforts to maintain a three year inspection cycle and the improvement shown in meeting this goal in FY 2006-07. Please update the CUPA's efforts to address the overdue inventory in the next deficiency progress report due October 11, 2007.

SERVING THE UNINCORPORATED AREAS OF LOS ANGELES COUNTY AND THE CITIES OF:

AGOURA HILLS
ARTESIA
AZUSA
BALDWIN PARK
BELL
BELL GARDENS
BELLFLOWER
BRADBURY

CALABASAS
CARSON
CERRITOS
CLAREMONT
COMMERCE
COVINA
CUDAHY

DIAMOND BAR
DUARTE
EL MONTE
GARDENA
GLEN DORA
HAWAIIAN GARDENS
HAWTHORNE

HIDDEN HILLS
HUNTINGTON PARK
INDUSTRY
INGLEWOOD
IRWINDALE
LA CANADA FLINTRIDGE
LA HABRA

LA MIRADA
LA PUENTE
LAKEWOOD
LANCASTER
LAWNDALE
LOMITA
LYNWOOD

MALIBU
MAYWOOD
NORWALK
PALMDALE
PALOS VERDES ESTATES
PARAMOUNT
PICO RIVERA

POMONA
RANCHO PALOS VERDES
ROLLING HILLS
ROLLING HILLS ESTATES
ROSEMEAD
SAN DIMAS
SANTA CLARITA

SIGNAL HILL
SOUTH EL MONTE
SOUTH GATE
TEMPLE CITY
WALNUT
WEST HOLLYWOOD
WESTLAKE VILLAGE
WHITTIER

CUPA's Progress Update 2: The LACoCUPA has a current inventory of 387 RCRA LQG sites and 475 tiered permit sites. The inspection numbers for first quarter of fiscal year 07/08 show 26 RCRA LQG and 38 tiered permit routine inspections have been conducted. These inspection counts show a frequency rate of 37% for the RCRA LQG program and 32% for the tiered permit program. If these inspection rates stay constant for the next three quarters, the mandated inspection frequency should be met.

Cal/EPA and DTSC response: Cal/EPA and DTSC consider this deficiency corrected.

5. Deficiency: The LACoCUPA's reporting does not adequately demonstrate that all Class I Hazardous Waste violations are having formal enforcement actions taken for them.

Preliminary Corrective Action(s): The LACoCUPA will provide a summary of the enforcement status of all facilities identified as having Class I hazardous waste violations in FY 2004/05 and FY 2005/06. This summary will be provided within 90 days. Additionally the LACoCUPA will ensure that the proper enforcement action was taken in each instance.

CUPA's Progress Update 1: The LACoCUPA is currently in the process of completing the list of enforcement action taken for class I violations noted during the past two fiscal years. This list will be provided upon completion and will be updated quarterly as to the status of any enforcement actions taken. Also, in the future a tracking spreadsheet will be added to the CUPA's internal quarterly reports to ensure enforcement action is taken whenever class I violations are noted.

Cal/EPA and DTSC response: Cal/EPA and DTSC consider this deficiency in progress of being corrected. DTSC appreciates the CUPA's efforts in identifying those facilities with Class I violations and their enforcement cases, and looks forward to seeing the list in the next deficiency progress report due October 11, 2007.

CUPA's Progress Update 2: The LACoCUPA has prepared a tracking spreadsheet that lists the enforcement action taken against responsible parties that were issued class I violations. The spreadsheet is a list of all class I violations that were entered in the Envision database. Not all of the class I violations resulted in enforcement action being taken, many of the violations were downgraded due to lab results coming back as non hazardous, lack of evidence, or the facility closed.

Cal/EPA and DTSC response: Cal/EPA and DTSC consider this deficiency corrected.

Please note: U.S. EPA's Timely and Appropriate Enforcement Response Policy, available at:

<http://www.epa.gov/compliance/resources/policies/civil/caa/stationary/issue-ta-rpt.pdf>, requires the CUPA's to initiate formal enforcement for Class I violations in a timely manner.